S.B. CIVIL WRIT PETITION NO.2482/2007.

Kailash Chand Sharma
Vs.
State of Rajasthan and ors.

Date of Order : 31/8/2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Shri Ravi Shankar Sharma for the petitioner.

****

The petitioner has filed this writ petition with the prayer to direct the respondents to pay amount of Rs.4 lacs which he has spent for the development works in Gram Panchayat Sudar Pura, Dhada, Tehsil Kotputli, District Jaipur.

It is argued that earlier, the respondents have initiated certain recovery proceedings against the petitioner but because of the order passed by this Court in this writ petition, such proceedings were later dropped. Petitioner has claimed that amount which he has spent from his own fund has not been so far reimbursed/paid by the respondent-Department.

The petitioner by way of this writ petition has prayed for issuance of a mandamus to the respondents for recovery of the amount which the petitioner is said to have spent on his own. Instead of entertaining such writ petition directly, I set the petitioner at liberty to make a representation to

the Secretary Panchayat and Rural Development, Secretariat, Jaipur and in that event, such representation shall be decided in accordance with law. If the amount still is not paid, the petitioner would be at liberty to file a civil suit for recovery of the amount.

With the above observations, the writ petition is disposed of.

(MOHAMMAD RAFIQ), J.

anil